

1 District Judge John H. Chun
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 MARIA ELENA HERNANDEZ MEDINA,

10 Plaintiff,

11 v.
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CONNIE NOLAN, *et al.*,

13 Defendants.
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No. 2:23-cv-538-JHC

15 STIPULATED MOTION TO CONTINUE
16 ANSWER DEADLINE AND
17 ORDER

18 Noted for Consideration on:
19 June 8, 2023

20 Plaintiff and Defendants, through their counsel of record, pursuant to Federal Rule of Civil
21 Procedure 6 and Local Rules 10(g) and 16, jointly stipulate and move for a thirty-day extension of
22 the deadline for Defendants to respond to the Complaint and file the certified administrative record.
23 Plaintiff brings this case pursuant to the Administrative Procedure Act (“APA”) and Mandamus
24 Act seeking an order compelling the Government to complete processing of adjudicate Plaintiff’s
Form I-601, Application for Waiver of Grounds of Inadmissibility. The response to the Complaint
is currently due on or before June 12, 2023.

A court may modify a deadline for good cause. Fed. R. Civ. P. 6(b). Continuing pretrial
and trial dates is within the discretion of the trial judge. *See King v. State of California*,
784 F.2d 910, 912 (9th Cir. 1986).

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26 STIPULATED MOTION TO CONTINUE
27 ANSWER DEADLINE
28 (23-cv-538-JHC)

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29 UNITED STATES ATTORNEY
30 700 STEWART STREET, SUITE 5220
31 SEATTLE, WASHINGTON 98101
32 (206) 553-7970

1 The parties submit there is good cause for an extension of the answer deadline. Defendants
2 contend that this case should be reviewed on the administrative record and is exempt from the
3 initial disclosure requirements of Federal Rule of Civil Procedure 26. LCR 79(h) requires
4 Defendants to file the administrative record with the answer. The United States Citizenship and
5 Immigration Services (“USCIS”) is currently assembling the administrative record but needs
6 additional time due to technical issues. USCIS believes that 30 days will allow it to complete
7 assembly of the certified administrative record. This is the first request for an extension of a
8 deadline in this case.

9 Accordingly, the parties jointly stipulate and propose that Defendants' respond to the
10 Complaint and file the Certified Administrative Record on or before July 12, 2023.

11 Dated: June 7, 2023

12 Respectfully submitted,

13 NICHOLAS W. BROWN
14 United States Attorney

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24 ***I certify that this memorandum contains
25 words, in compliance with the Local
Civil Rules.***

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ORDER

The parties having stipulated and agreed, it is hereby so ORDERED. Defendants shall file the response to the Complaint and the certified administrative record on or before July 12, 2023.

DATED this 8th day of June, 2023.

John H. Chun
JOHN H. CHUN
United States District Judge